

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION (NO.
II)**

**Case No. 3:23-md-3071-WDC
MDL 3071**

**This document relates to:
ALL ACTIONS**

**Chief Judge Waverly D. Crenshaw,
Jr.**

**MOTION BY ALL PLAINTIFFS TO ESTABLISH DEADLINES FOR THE
SUBMISSION OF LEADERSHIP APPLICATIONS AND TO SET A SCHEDULE FOR
THE EXCHANGE OF A PROPOSED JOINT STATEMENT**

On April 26, 2023, Plaintiffs' counsel of record on the Court's docket at that time filed a stipulation and proposed order relating to applications for the appointment of plaintiffs' interim lead counsel, plaintiffs' steering committee, and/or plaintiff liaison counsel under Fed. R. Civ. 23(g) and as contemplated in the Court's April 19, 2023 Order ("Leadership Applications" and "April 19 Order"). ECF Nos. 3 and 25.

Subsequently, Plaintiffs Kempton and Daniels, who filed their suit in this Court on April 26, 2023, objected to that proposed stipulation and order. ECF No. 28. As foreshadowed in the response filed on April 27, 2023 (ECF 32 at 2), the counsel for the undersigned Plaintiffs¹ have conferred and now move the Court for an order establishing a deadline for submissions of Leadership Applications and to set a schedule for the exchange of a proposed joint statement.

¹ This includes counsel for Plaintiffs Nancy Alexander and Hannah Blosser whose suits were filed in this Court on May 2, 2023 and May 3, 2023, respectively.

To streamline the Leadership Application process authorized in the Court's April 19 Order, Plaintiffs' counsel have conferred and propose that the Court set a deadline of May 17, 2023, for any party wishing to make such an application. Plaintiffs have further agreed, and request that the Court order, that no oppositions or responses shall be filed in connection with the Leadership Applications. In accordance with this Court's April 19, 2023 Order, Plaintiffs confirm that all submissions shall be filed under seal but served on all counsel of record. Those submissions shall remain under seal unless otherwise directed by the Court.

Additionally, Plaintiffs propose that the Court enter a scheduling order for the exchange of a proposed joint statement on case progression and scheduling between Plaintiffs and Defendants in accordance with the Court's April 19 Order requiring the submission of joint statements by May 24, 2023. Specifically, Plaintiffs respectfully request that the Court order that the undersigned Plaintiffs prepare one proposed joint statement on case progression and scheduling to be provided to Defendants for their edits and additions by May 17, 2023. Plaintiffs respectfully submit that these deadlines will result in the filing of a more efficient and streamlined joint statement in accordance with the Court's previous order.

Plaintiffs have conferred with the Defendants and Defendants take no position on the proposed deadlines for Plaintiffs to submit Leadership Applications. Defendants will confer with Plaintiffs regarding the joint statement due May 24th.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on May 8, 2023, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to those attorneys of record registered on the CM/ECF system.

/s/ Jerry E. Martin